

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

HENRY BRANDON,

Plaintiff(s),

vs.

MAJESTIC BEHAVIORAL HEALTH,

Defendant(s).

Case No. 2:13-cv-01969-RCJ-NJK

ORDER

On December 6, 2013, Defendant filed a motion to dismiss. Docket No. 9. The parties are required to file a discovery plan 44 days after a defendant's first appearance. *See* Local Rule 26-1(d). The filing of a motion to dismiss does not automatically stay discovery. *See, e.g., Tradebay v. eBay*, 278 F.R.D. 597, 600 (D. Nev. 2011). To date, a discovery plan has not been filed in this case. Accordingly, the Court hereby ORDERS that, no later than March 28, 2014, the parties file either a proposed discovery plan or a request to stay discovery.¹

IT IS SO ORDERED.

DATED: March 21, 2014



NANCY J. KOPPE
United States Magistrate Judge

¹ Any request to stay discovery shall address the relevant standards, as outlined in *Tradebay*.